

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
CASE NO. 05-11283-NG

TERESA A. MCCOY )  
Plaintiff )  
 )  
V. )  
 )  
PRUDENTIAL INSURANCE COMPANY )  
OF AMERICA )  
STATE STREET CORPORATION )  
Defendant )

**MOTION OF PLAINTIFF TERESA MCCOY  
THAT THE DENIAL OF BENEFITS CLAIM  
BY PRUDENTIAL INSURANCE COMPANY OF AMERICA  
IS SUBJECT TO THE ‘DE NOVO’ STANDARD OF REVIEW**

NOW COMES the plaintiff and moves this Court to enter an order that the denial of benefits by Prudential Insurance Company of America will be reviewed by this Court *de novo*. In support of this motion, the plaintiff files her memorandum herewith.

**TERESA A. MCCOY**  
By Her Attorneys,  
*/s/ Jonathan M. Feigenbaum*

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Jonathan M. Feigenbaum, Esq.  
B.B.O. N#546686  
Philips & Angley  
One Bowdoin Square  
Boston, MA 02114  
Tel. No. : (617) 367-8787

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF), and paper copies will be sent to those indicated as non-registered participants on this 22<sup>nd</sup> day of June 2006. */s/ Jonathan M. Feigenbaum*

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